

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.* State Engineer,  
Plaintiff,

69cv07896-BB  
RIO TAOS ADJUDICATION

- v-

EDUARDO ABEYTA, *et al.* &  
CELSO ARELLANO, *et al.*,  
Defendants.

69cv07939-BB  
RIO HONDO ADJUDICATION  
Consolidated

Section: Rio Pueblo de Taos  
Ditch: Acequia de los Lovatos

ORDER APPLYING PRIORITY DATE FOR ACEQUIA  
DE LOS LOVATOS TO INDIVIDUAL SUBFILES

In the May 13, 2002 Memorandum Opinion and Order (Docket No. 3026), the Court clarified procedures for determining subfile priority dates and stated that acequia-wide priority dates are to be applied to the water rights they serve. Each claimant has had an opportunity to prove an earlier priority date during the subfile phase and objectors will have the opportunity to prove later priority dates during the *inter se* phase. (No. 3026) On February 21, 2003, the Court entered a Memorandum Opinion and Order (No. 3102) that adopted a priority date of 1715 for the Acequia de los Lovatos.

This Order applies the priority date adopted for the Acequia de los Lovatos to each subfile irrigation water right it serves. The acequia-wide priority date does not apply to supplemental irrigation wells or springs, nor does it apply to individual subfile water rights previously denied by the Court. All water right claims denied have a priority date of "None." Subfile priority dates are listed in Exhibit A attached to this Order.

It is therefore ordered that the 1715 priority date adopted for Acequia de los Lovatos is applied to individual subfile water rights as set forth in Exhibit A.



BRUCE D. BLACK  
UNITED STATES DISTRICT JUDGE

**EXHIBIT A**  
**ACEQUIA DE LOS LOVATOS**

Individual Subfile Priority Dates	
Subfile Number	Priority Date
14.105A	1715
15.20	1715
15.20A	1715
15.20B	1715
15.21	1715
15.21A	1715
15.21B	1715
15.23	1715
15.23A	1715
15.24	1715
15.25	1715
15.25A	1715
15.25B	1715
15.26	1715
15.27	1715
15.28	1715
15.29	1715
15.30	1715
15.31	1715
15.31A	1715
15.32	1715
15.32A	1715
15.32B	1715
15.32C	1715
15.32D	1715
15.32E	1715
15.33	1715
15.33A	1715
15.33B	1715
15.33C	1715
15.34	1715

Individual Subfile Priority Dates	
Subfile Number	Priority Date
15.34A	1715
15.35	1715
15.36	1715
15.37	1715
15.38	1715
15.38A	1715
15.39	1715
15.41	1715
15.42	1715
15.43	1715
15.43A	1715
15.43B	1715
15.44	1715
15.45	1715
15.46	1715
15.47	1715
15.47A	1715
15.48	1715
15.49	1715
15.50	1715
15.51	1715
15.52	1715
15.53	1715
15.54	1715
15.55	1715
15.56	1715
15.57	1715
15.57A	1715
15.57B	1715
17.19	1715
17.20	1715

Individual Subfile Priority Dates	
Subfile Number	Priority Date
17.20A	1715
17.20B	1715
17.21	1715
17.22	1715
17.23	1715
17.23A	1715
17.23B	1715
17.23C	1715
17.24	1715
17.25	1715
17.26	1715
17.27	1715
17.28	1715
17.29	1715
17.30	1715
17.31	1715
17.32	1715
17.33	1715
17.34	1715
17.34A	1715
17.35	1715
17.36	1715
17.37	1715
17.38	1715
17.39	1715
17.40	1715
17.41	1715